EXCISE DEPARTMENT.

Notice No. 4776—77 *dated the* 14*th May* 1895.

SALE OF A COUNTRY BEER TAVERN IN THE KOLAR GOLD FIELDS FOR 1895-96.

1. Notice is hereby given that the exclusive privilege of selling Country Beer or Porter in a tavern at the Kolar Gold Fields for the twelve months beginning with 1st July 1895 and ending with 30th June 1896, will be put up to public auction on the 8th June 1895 at the Bowringpet Travellers' Bungalow, by the Deputy Commissioner, Kolar District, or other officer authorized by him.

2. Each bidder at the auction will deposit a sum of Rs. 300 or such other reasonable amount as may be fixed by the officer conducting the sale, previous to bidding. The tavern will be knocked down to the approved highest bidder, subject to the formal confirmation by the Deputy Commissioner who will be at liberty to accept or reject the bid at discretion without assigning reasons for the same. Such formal confirmation will be tantamount to an acceptance of the bid. Parties intending to bid must attend either in person or by duly accredited agents.

3. As soon as the auction is completed, the deposits made by the unsuccessful bidders and not forfeited as hereinafter provided will be returned to them. The person whose bid is accepted, shall at once deposit a sum equal to $\frac{5}{6}$ths of a month's rent for the tavern. Should he fail to do so, the deposit made by him under para 2 will be forfeited, the tavern will at once be put up again on the above conditions, and he will be debarred from bidding again for the same.

4. The person to whom the tavern has been knocked down, and who has made deposits as provided in paras 2 and 3, shall also, within seven days from the date of the auction, deposit such further sum as, with the first and second deposits, will make up an amount equal to two months' rent of the tavern knocked down to him; and shall take out a license and execute a counterpart engagement, in the appended form, on the conditions hereinafter set forth. On the failure of the person to make the deposit or to take out the license or to execute the counterpart engagement, as aforesaid, the tavern will be resold at the risk of such person, or if the auction hereby notified has already been completed, will be otherwise disposed of at the discretion of the Deputy Commissioner. In the case of the purchaser's death after the confirmation of the sale, it will be binding on his heirs or assigns.

5. Resales effected under para 4 will be at the risk of the defaulting bidder who will forfeit all gain; and in the event of a loss by resale, he will make good the deficiency between the total amount payable for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the resale. In the latter case, the forfeited deposit will be deducted from the loss arising from the resale, and the remainder, if any, will be recovered from the bidder in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposit be greater than the loss by resale, the whole of such deposit will be credited to Government.

6. The license to be taken out under para 4 above shall be subject to the following conditions, namely:—

(1) The privilege conferred by the license extends only to the sale of Country Beer or Porter brewed at Bangalore or Nilghiris.

(2) The amount for which the privilege has been purchased shall be payable into the Bowringpet Taluk Treasury in equal monthly instalments commencing from July 1895; each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent shall be payable on the 20th of the same month on the chellan prescribed for the purpose. The deposit of two months' rent made by the licensee will be taken in payment of the rents due for the last two months of the period of the lease. Failing payment by the 20th of the same month, the Deputy Commissioner shall at once proceed to recover the arrears together with interest at 6 per cent under the rules in force for the collection of land revenue. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(3) The licensee shall further pay a duty of two annas for every gallon of Country Beer or Porter purchased by him.

(4) The consignment of Country Beer or Porter purchased by the licensee shall be sent direct from the Brewery to the Amildar, Bowringpet Taluk. The letter of advice covering the consignment shall be in duplicate, the original being sent to the Amildar of the Bowringpet Taluk, and the duplicate to the Excise Commissioner. On the duty at the above mentioned rate being paid by the licensee on the prescribed chellan, the Amildar shall allow the licensee to remove the consignment to his tavern in the Gold Fields, upon a pass signed by the Amildar or other officer authorized by him on this behalf.

(5) The licensee shall use such measures as may from time to time be prescribed by Government, and provide himself with the printed forms of accounts and permits or passes for transport of Beer or Porter, which forms shall be purchased from local Excise Officers.

(6) The licensee shall be bound by the rules in force, and which may be issued from time to time by Government.

(7) The remaining terms and conditions shall be as set forth in the appended license.

7. In case of any breach of the above conditions either by the licensee, or with his connivance and privity, by any person in his employment, or in the event of the licensee neglecting to open his tavern or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs. 10 for every such breach, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license and to resell the privilege at the risk of the licensee; and all loss thereby caused, together with the loss accruing to Government in consequence of the licensee not carrying on his business by

opening his tavern on 1st July 1895, shall be made good by him. When a lease is cancelled, the rent for the whole period of the lease shall become due at once, which shall be recovered together with all losses as if they were arrears of land revenue.

8. The penalties laid down in the last preceding clause shall not exempt the licensee or his employés from prosecution for any offence committed against the Excise laws or rules in force.

L. RICKETTS, *Excise Comr. in Mysore.*

BEER LICENSE.

License for retail sale of Country Beer or Porter (issued under Sections 12 and 13 of Act XXII of 1881.)

1. Register No.
2. Name of License Holder.
3. Name of Vendor.
4. Locality.

I, C. Madiah, Deputy Commissioner, Kolar District, do hereby authorize to sell by retail Country Beer and Porter on the premises No. Kolar Gold Fields, under the following conditions :—

I. That this License be not transferable by sale, gift, mortgage or otherwise, and that no person except such as are named herein shall have power to act under it.

II. That the Vendor shall equally with the License Holder be responsible in the penalties herein set forth for breach of any of the conditions of the License, *viz.*

III. That he shall not sell Beer or Porter of any description whatever, except that and which may be sold either from the cask or bottle to be drunk on or off the premises, and in the latter case under cover of Passes, to be issued by the Excise Department, the conditions whereof shall be strictly observed by both the seller and remover. The Beer can be removed upon such Passes for consumption up to the limit of two Imperial gallons (8 seers.)

IV. That he shall not sell or give Beer or Porter in any quantity whatever directly or indirectly to any European or Non-commissioned officer or Private Soldier, nor to any European or East Indian women connected with, or related to, men of these classes, nor allow him, her, or them to drink Beer or Porter in his premises or grounds ; that he will not permit drunkenness or disorderly behaviour in his shop or premises, and will not suffer any gambling whatsoever therein, and will not knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein ; that he will not wilfully harbour or conceal therein soldiers or others knowing or having reason to believe such soldiers or others to be deserters ; that he will give information of suspicious characters to the Magistrate or Police officer ; and that he shall not sell or give Beer or Porter to any Police officer, Railway servant, or Excise officer whilst on duty.

V. That he shall fix in a conspicuous place outside of his shop a board on which shall be legibly painted his name, Vendor's name, the number of his shop, and the article he is licensed to deal in.

VI. That he shall not receive any articles whatsoever in barter or pledge, and that payment for Beer or Porter shall be made in ready money only at (from one rupee to one and a quarter rupee) per Imperial gallon and proportionately for fractions thereof.

VII. That the Beer and Porter sold under this License shall contain 75 per cent of malt or any of the preparations of malt and 3 lbs. of good Kent hops per hogshead, and shall be of the same quality and density as purchased from the Brewer, without dilution or adulteration. Samples of such Beer and Porter shall be sent duly bottled from the Brewery for examination and test whenever required by the Excise Department.

VIII. That any Magistrate having local jurisdiction or officer acting under his warrant or any Abkari or Excise officer shall be allowed entry to the shop at any hour to test the Beer or Porter on the premises, and examine the shop accounts, which it shall be the duty of the License Holder and Vendor to keep and produce. Such accounts shall be true and correct, and written up daily in the prescribed forms. All condemned Beer shall be destroyed.

IX. That he shall close his shop by 9 P.M. and not open it before 6 A.M. except on special permit in cases of Native festivals, &c.

X. Beer brought for the Commissariat Department and rejected by the Military or other Departments, shall not, under any circumstances, be forwarded for sale in the Kolar Gold Mines.

XI. That the shop shall have only one door, and that no window be allowed to the rear or ends of the building ; that the bar where the liquor is sold from, shall be opposite to the entrance door, and so situated that all persons inside can be seen by any one passing to and fro in the street ; and that no second room shall be allowed to be kept open for customers.

XII. A breach of any one of the above conditions and restrictions will subject the holder of this Lice on conviction before a Magistrate to fine under Act XXII of 1881, or to forfeiture of the License under Section 13 of the Act or both.

XIII. This License shall continue in force till the 189 and no longer, but it may be recalled or resigned as provided in Sections 13 and 14 of Act XXII of 1881.

By Comr. and Dt. Magistrate, Kolar Dt.

We, the undersigned, the above named License Holder and Vendor and others connected with the Beer Tavern at the Kolar Gold Fields, for ourselves and our heirs, legal representatives and assigns, hereby agree to all the terms and conditions written, printed and expressed in the above License

Signed, sealed, and delivered in our presence at the Kolar District Deputy Commissioner's office, this

Witnesses.

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License Holder and Vendor